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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

COMMUNITIES FOR A BETTER  
ENVIRONMENT a California non-profit  
corporation, and BAYKEEPER,  
a California non-profit corporation;

Plaintiffs,

vs.

OWENS ILLINOIS, dba OWENS  
BROCKWAY, a corporation

Defendant

Case No. C 06 07853 JSW

**JOINT REQUEST AND ~~PROPOSED~~ ORDER  
TO CONTINUE INITIAL CASE  
MANAGEMENT AND ADR DEADLINES**

Judge: Hon. Jeffrey S. White

(Federal Water Pollution Control Act,  
33 U.S.C. §§ 1251 et seq.)

WHEREAS, Communities for a Better Environment and Baykeeper (collectively “Plaintiffs”) filed their complaint in this action on December 22, 2006, but to further settlement negotiations, delayed service of the complaint until April 16, 2007;

WHEREAS, Plaintiffs and Defendant, Owens-Brockway Glass Container Inc., sued herein as Owens Illinois dba Owens Brockway, (collectively “Parties”) are engaged in good-faith settlement negotiations;

WHEREAS, an initial case management conference in this action was scheduled for May 4, 2007 at 1:30 pm, but was moved to June 22, 2007, with an initial case management statement due June 15, 2007;

GOOD CAUSE APPEARING THEREFOR, the Parties jointly request the following schedule for the conduct of this action:

1. May 29, 2007 – last day to (a) meet and confer regarding initial disclosures, early settlement, ADR process selection, and discovery plan; and (b) file joint ADR certification with stipulation to ADR process or Notice of Need for ADR phone conference;
2. June 15, 2007 – last day to complete initial disclosures or state objection in Rule 26(f) Report; file Case Management Statement and file/serve rule 26(f) report.

Dated: May 3, 2007      /s/ \_\_\_\_\_  
 Sejal Choksi<sup>1</sup>  
 Attorney for Plaintiff  
 BAYKEEPER

Dated: May 3, 2007      /s/ \_\_\_\_\_  
 Shana Lazerow  
 Attorney for Plaintiff  
 COMMUNITIES FOR A BETTER ENVIRONMENT

<sup>1</sup> As the filing attorney I, Sejal Choksi, attest that all counsel find the content of this document acceptable and have given me permission to file electronically this stipulated request on their behalf.

Dated: May 3, 2007

/s/

Rocky Unruh  
SCHIFF HARDIN LLP  
Attorneys for Defendant  
OWENS-BROCKWAY GLASS CONTAINER INC, sued  
herein as OWENS ILLINOIS dba OWENS BROCKWAY

**IT IS SO ORDERED.**

Date: May 4, 2007

  
Honorable Jeffrey S White  
Federal District Court Judge